

REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF IRVINGTON, NEW YORK HELD ON THURSDAY MAY 29, 2003 AT 7:00 P.M. IRVINGTON PUBLIC LIBRARY, 12 SOUTH ASTOR STREET, IRVINGTON, NEW YORK.

Present: Dennis P. Flood, Mayor
Garrard R. Beeney, Trustee
Peter Derby, Trustee
Richard J. Livingston, Trustee
Isabel B. Milano, Trustee
Stephen A. McCabe, Village Administrator
Donald P. Marra, Deputy Administrator
Louis Grieco, Police Chief
Lino Sciarretta, Village Attorney's Office
Lawrence S. Schopfer, Clerk-Treasurer
Gregory R. Nilsson, Superintendent of Public Works

Mayor Flood called the meeting to order. Trustee Milano made a motion for the Board to adjourn to executive session to take up legal and personnel matters. The motion was seconded by Trustee Livingston and unanimously approved.

Upon reconvening after executive session, the regular meeting was called to order by Mayor Flood who led the attendance in the pledge of allegiance to the flag of the United States of America.

Mayor Flood opened the floor to public comment on matters not contained on the agenda of the regular meeting. There were no comments from those in attendance.

Trustee Derby made a motion to approve the minutes of the Village Board meeting held on May 5, 2003. Trustee Livingston seconded the motion and it was unanimously approved with Trustee Beeney abstaining from the vote.

Mayor Flood read correspondence from Betty Lewit.

Mayor Flood announced that public hearings would be held on June 2, 2003 regarding proposed amendments to the Village zoning code regarding the aqueduct and Broadway buffer zones, proposed amendments to the Village zoning code with the respect to Cluster subdivision development, proposed amendments to the Village zoning code regarding zoning districts, proposed amendments to the Village zoning code regarding water bodies and watercourses, proposed amendments to the Village zoning code regarding floor area ratios and proposed amendments to a local law revising fee and penalty schedules.

Mayor Flood presented the background regarding the resolution to exercise an option to purchase property owned by Westwood Development. Trustee Beeney made a motion to adopt the following resolution:

WHEREAS, on November 6, 2001, the Village of Irvington Board of Trustees (the "Board") entered into an option agreement (the "Option Agreement") with Westwood Development Associates, Inc., which Option Agreement granted the Village an option to purchase, for \$6.85 million, a portion of real property located in the Village and known as Westwood;

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WHEREAS, the applicable provisions of the State Environmental Quality Review Act have been complied with respect to the Option Agreement; and

WHEREAS, the Board finds that there will be no significant impact on the environment from the purchase of the property as it will remain as open space; and

WHEREAS, the option set forth in the Option Agreement may be exercised by the Village or in conjunction with others, only by service of written notice on Westwood, the seller;

NOW, THEREFORE, BE IT RESOLVED that the Board hereby exercises its Option, as defined and set forth in the Option Agreement in accordance with and subject to all of the terms and conditions of the Option Agreement; and

BE IT FURTHER RESOLVED, the Village hereby authorizes the Village Attorney to serve written notice upon Westwood in accordance with and subject to all of the terms and conditions of the Option Agreement.

Trustee Livingston seconded the motion and it was unanimously approved.

Deputy Administrator Donald Marra and Police Chief Louis Grieco made a presentation regarding Main Street area parking and traffic. After the presentation, numerous questions were asked and discussion ensued.

The Board considered the following requests for waiver from the Interim Development Law of 2003:

2003-13 R.E.R. Development Corp - East Clinton Avenue: The matter was deferred awaiting the Planning Board's response to the original referral.

2003-24 David and Nancy Rosner - 11 Meadow Way: Trustee Livingston made a motion to deny the waiver request. Trustee Beeney seconded the motion and it was unanimously approved.

2003-25 Vincent DeSantis - 64 West Clinton Avenue: Trustee Livingston made a motion to deny the waiver request. Trustee Beeney seconded the motion and it was unanimously approved.

Mayor Flood provided background on the application currently pending before the New York State Department of Parks, Recreation and Historic Preservation regarding the Main Street Historic District. After some discussion, Trustee Beeney made a motion to adopt the following resolution:

RESOLVED that The Irvington Board of Trustees hereby strongly supports and urges the nomination of the proposed Irvington Historic District to the National and State Registers of Historic Places.

Trustee Milano seconded the motion and it was unanimously approved.

Trustee Milano made a motion to authorize Clerk-Treasurer to execute all necessary documents to bind the Village's liability, auto, property, umbrella, police liability, public officials liability, and inland marine insurance coverages with The St. Paul Companies. Trustee Livingston seconded the motion and it was unanimously approved.

Trustee Milano made a motion to adopt the attached resolution to enroll the Village in PERMA, Inc. for its workers compensation coverage. Trustee Livingston seconded the motion and it was unanimously approved.

Trustee Livingston made a motion to authorize certain delinquent water and sewer charges to be included in the 2003/04 Annual Tax Levy pursuant to Village Law 11-1118. A list of such delinquent charges is attached. Trustee Beeney seconded the motion and it was unanimously approved.

Clerk-Treasurer presented a list of capital projects to be closed and associated transfers to reconcile each account. A list of such projects and transfers is attached. Trustee Livingston made a motion to close certain capital projects and transfer surplus or deficit funds as indicated on the attached list. Trustee Beeney seconded the motion and it was unanimously approved.

Trustee Beeney made a motion to approve an intermunicipal agreement between the Village of Irvington and the County of Westchester covering prisoner transportation to the County Jail facility through December 31, 2004. Trustee Milano seconded the motion and it was unanimously approved.

Trustee Livingston approved the granting of a peddling permit to Richard Mueller specifically for the operation of a mobile food facility with a permit fee of \$100 and a permit expiration date of May 29, 2004. Trustee Beeney seconded the motion and it was unanimously approved.

Trustee Livingston made a motion to adopt a resolution in support of the Town of Greenburgh's effort to acquire a special use emergency vehicle using Town-wide funds. Trustee Milano seconded the motion and it was unanimously approved.

Trustee Beeney made a motion to approve a memorandum of understanding with the Hudson River Valley Greenway with respect funding in the amount of \$15,000 for the Kayak/canoe ramp at Scenic Hudson Park and to authorize Deputy Administrator Donald Marra to execute said memorandum. Trustee Livingston seconded the motion and it was unanimously approved.

Trustee Derby thanked the Fire Department for their efforts on Memorial Day. He also discussed the activities of the Department of Public Works including compost deliveries, grass cutting, pothole repairs, and assistance with dirt removal at the new basketball court in Scenic Hudson Park.

Trustee Milano provided an update on the basketball court construction. She also discussed the current programs underway at the Recreation Department as well as the attendance at the recent Community Advisory Board meeting.

Trustee Livingston reported on recent Environmental Conservation Board and Architectural Review Board meetings. He reported on the Fire Department's expected use of Bridge Street Properties' facility for training purposes.

Trustee Beeney thanked all those involved in the Westwood acquisition project including Village staff and property owner Chuck Pateman. He also relayed thanks from the Police Department to the Fire Department for their assistance on some recent incidents.

Trustee Livingston made a motion for the Board to adjourn to executive session to take up legal and personnel matters. The motion was seconded by Trustee Derby and unanimously approved.

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Upon reconvening after executive session, a motion was made by Trustee Derby to approve certain summer hirings in the Parks & Recreation Department and the Department of Public Works. A complete list of hirings along with salary rates is attached. Trustee Milano seconded the motion and it was unanimously approved.

There being no further business the meeting was adjourned.

Lawrence S. Schopfer, Clerk-Treasurer

Attachments